IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 6459/2003

ANANDI LAL Vs. STATE OF RAJASTHAN & ORS.

DATE: 17.12.2007.

HON'BLE MR. JUSTICE K.S. RATHORE

Mr. Sudhindra Kumawat for
Mr. S.N. Kumawat for the petitioner.
Mr. R.S. Rathore for the State.

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The petitioner is the grandfather of deceased Smt. Meena victim of dowry death committed suicide on 29.09.2002 in her matrimonial home.

The grievance of the petitioner is that the investigation of FIR No. 171/2003 registered at Police Station Renwal, Jaipur is not going on fairly/impartially by the present investigating agency, therefore, he requested for transfer of investigation.

The respondents in their reply have submitted that the investigation is fairly conducted and suicide note written by the deceased was also considered. As per the report of the petitioner, a case under Section 176 Cr.P.C. was registered at Police Station Rainwal and the enquiry was handed over to S.D.M. Sambhar lake and on the basis of the enquiry, FIR No. 171/2003

under Section 498-A and 306 IPC was registered. It has come on record that deceased Smt. Meena has not made any complaint against any family member except her husband. In her suicide note, it is specifically stated that her husband has tortured and admittedly accused husband Ramesh was arrested on 30.09.2003 and produced before the competant Court from where he was sent to judicial custody and the investigating agency has arrived at a conclusion that the husband of the deceased Smt. Meena is the only person who harassed the deceased and resultantly she committed suicide. As per suicide note also, there was no charge regarding demand of dowry.

In view of these facts, it cannot be said that the investigation is not fairly conducted. Thus, I find no merit in the writ petition.

Consequently, the writ petition fails and the same is hereby dismissed.

(K.S. RATHORE),J.

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